

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

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In re the application of:

NOMURA ET AL

Filed: December 2, 2000

Application No: 09/728,153

For: SURFACE-MODIFIED WICK
FOR DIAGNOSTIC TEST STRIP

Group Art Unit: 1743

Examiner: LaToya I. Cross

DECLARATION UNDER 37 C.F.R. 1.132

Honorable Commissioner of Patents & Trademarks
Washington, D.C. 20231

Sir:

Hiroshi Nomura declares as follows:

1. I am a co-inventor of claims 1-20 of the above-referenced Patent Application No. 09/728,153 and a co-inventor of the subject matter described and claimed therein.
2. The Examiner has rejected certain claims in the above-referenced patent application under 35 U.S.C. 102(e) and 103 based upon U.S. Patent 6,203,850 to Nomura.
3. U.S. Patent 6,203,850 issued on March 20, 2001 and has a filing date of May 18, 1999.
4. I invented the subject matter and am the sole inventor of claims 1-18 in U.S. patent 6,203,850. Thus, the Examiner is citing my own work as a reference in Patent Application No. 09/728,153.

The declarant further states that the above statements were made with the knowledge that willful false statements and the like are punishable by fine and/or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that any such willful false statement may jeopardize the validity of this application or any patent resulting therefrom.


Hiroshi Nomura

Date: October 1, 2004